



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/635,958	08/07/2003	Kouji Iwasaki	S004-5088

ADAMS & WILKS
31st Floor
50 Broadway
New York, NY 10004

CONFIRMATION NO. 1216

FORMALITIES LETTER



OC000000013997536

Date Mailed: 10/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/29/2004 GWORDOF1 00000056 10635958

FILED UNDER 37 CFR 1.53(b)

01 FC:1051 130.00 OP
02 FC:1053 130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$260** for a Large Entity

- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents

P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

K Lee

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----ooo:O:ooo-----

Application of :
Kouji IWASAKI :
Serial No. 10/635,958 :
Filed: August 7, 2003 :
For: FOCUSED CHARGED PARTICLE :
BEAM APPARATUS : Docket No. S004-5088

-----ooo:O:ooo-----

MS Missing Parts
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION**

S I R:

On October 14, 2004, the PTO issued a Notice To File Missing Parts Of Nonprovisional Application ("Notice") advising that the application was filed without a declaration and providing a two-month period in which to submit the declaration and surcharge for late filing thereof. Applicant was also required to file an English translation of its application together with a statement that the translation is accurate within the two-month period together with payment of the surcharge for the late filing thereof.

MAILING CERTIFICATE ON PAGE 3

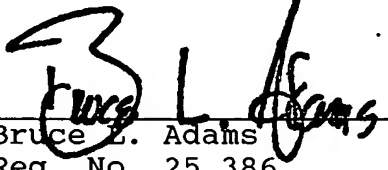
In response to the PTO Notice, a duly signed declaration, an English translation of the application together with a Statement of Accuracy are submitted herewith together with a check in the sum of \$260.00 to cover the required surcharges for the late filing of these documents. Also submitted is a copy of the PTO Notice. Should the check prove insufficient for any reason, authorization is hereby given to charge any such deficiency to Deposit Account No. 01-0268.

It is respectfully requested that the processing of the application be completed, and that the filing receipt be issued in due course.

Respectfully submitted,

ADAMS & WILKS
Attorneys for Applicant

By:


Bruce L. Adams
Reg. No. 25,386

50 Broadway
31st Floor
New York, NY 10004
(212) 809-3700

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: MS Missing Parts, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Debra Buonincontri

Name

Debra Buonincontri

Signature

October 25, 2004

Date